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**OFFICE OF PETITIONS**

In re Application of  
William K. Letson et al.  
Application No. 09/577,751  
Filed: December 8, 2000  
Attorney Docket No. 12513

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed September 27, 2002, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned for failure to reply in a timely manner to the non-final Office action mailed July 6, 2001, which set a shortened statutory period of three months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on October 7, 2001.

An extension of time under 37 CFR 1.136 must be filed prior to the expiration of the maximum extendable period for reply. See In re Application of S., 8 USPQ2d 1630, 1631 (Comm'r Pats. 1988). Accordingly, since the \$460 extension of time submitted with the petition on September 27, 2002 was subsequent to the maximum extendable period for reply, this fee is unnecessary and will be credited to petitioner's deposit account.

This application is being forwarded to Technology Center AU 3765 for further processing.

Telephone inquiries regarding this decision may be directed to Latrice Bond at (703) 308-6911.

A handwritten signature in cursive script that reads "Latrice Bond". The signature is written in black ink and is positioned above the printed name and title.

Latrice Bond  
Paralegal Specialist  
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For Patent Examination Policy